# No. 81

# **MICHIGAN SENATE**

# DAILY CALENDAR

TUESDAY, SEPTEMBER 20, 2005 10:00 a.m.

# MOTIONS — 1 ——— 246 Sen. Emerson SB School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for. Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a. Motion to discharge Committee on Appropriations SB 318 Sen. Basham Labor; hours and wages; minimum wage; increase. Amends sec. 4 of 1964 PA 154 (MCL 408.384). Motion to discharge Committee on Commerce and Labor pending. MESSAGES FROM THE HOUSE SB 356 Sen. Patterson Public utilities; water utilities; on-site wastewater investor-owned utilities; create. Amends sec. 5301 of 1994 PA 451 (MCL 324.5301) & adds sec. 5309a. I.E. House, June 23, 2005. Returned from House with House substitute (H-1), Tuesday, June 28; laid over under the rules. Committee recommended I.E. \_\_\_\_ 4 \_\_\_\_ 419 Sen. Allen SB Public utilities; water utilities; private wastewater treatment facilities; allow public service commission to regulate. Amends sec. 6 of 1939 PA 3 (MCL 460.6). I.E. House, June 23, 2005. Returned from House with House substitute (H-3), Tuesday, June 28: laid over under the rules. Committee recommended I.E. <del>\_\_\_\_ 5 \_\_\_\_\_</del> SB 130 Sen. Sanborn Recreation; athletics and sports; disclosure of certain convictions; require of persons coaching independent youth

athletic teams.

Creates new act.

I.E. House, June 29, 2005.

Committee recommended I.E.

Returned from House with House substitute (H-2),

Thursday, June 30; laid over under the rules.

THIRD READING OF BILLS

SB 102 Sen. Cropsey

Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility.

\_\_\_\_\_ 6 \_\_\_\_\_

Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 20d.

Reported by Committee on Judiciary. Committee recommended I.E.

SB 337 Sen. Allen

Single business tax; credit; tax credit for historical buildings; create and limit issuance of.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding

Reported by Committee on Commerce and Labor. Senate substitute (S-2).

Committee recommended I.E.

**HB** 4469 Rep. Gleason

Health; code; organ donor procedure for driver license applicants; clarify.

Amends sec. 10104 of 1978 PA 368 (MCL 333.10104).

I.E. House, April 13, 2005.

Reported by Committee on Transportation.

Committee recommended I.E.

**HB 4470** Rep. LaJoy

Traffic control; driver license; heart logo on driver license; allow.

Amends secs. 303, 307 & 812 of 1949 PA 300 (MCL 257.303 et seq.).

I.E. House, April 13, 2005.

House substitute (H-2).

Reported by Committee on Transportation.

For Senate amendments, see Senate Journal No. 51, page 758.

Committee recommended I.E. — 10 ————

HB 4108 Rep. Mayes

Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 2975 & 2976.

I.E. House, June 9, 2005.

House substitute (H-3).

Reported by Committee on Agriculture, Forestry and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

### THIRD READING OF BILLS

— 11 ———

### SB 248 Sen. Patterson

Vehicles; fund-raising registration plates; procedures to establish and issue fund-raising plates; revise.

Amends secs. 217d, 801, 811d, 811e, 811f, 811g, 811h, 811i, 811j, 811k, 811*l* & 811n of 1949 PA 300 (MCL 257.217d et seq.); adds secs. 811m, 811o & 811p & repeals secs. 217m, 217n & 811c of 1949 PA 300 (MCL 257.217m et seq.) & enacting section 1 of 2000 PA 77.

Reported by Committee on Transportation. Committee recommended I.E.

\_\_\_\_\_ 12 \_\_\_\_\_\_

### HB 4963 Rep. David Law

Vehicles; fund-raising registration plates; sunset on university fund-raising plates; remove.

Repeals enacting section 1 of 2000 PA 77.

I.E. House, June 29, 2005.

Reported by Committee on Transportation.

Committee recommended I.E.

\_\_\_\_ 13 \_\_\_\_\_

### SB 423 Sen. Gilbert

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of unlawful delivery of a controlled substance resulting in the death of another person; enact.

Amends sec. 16p, ch. XVII of 1927 PA 175 (MCL 777.16p).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_\_ 14 \_\_\_\_\_

## HB 4673 Rep. Pavlov

Crimes; controlled substances; distribution of a controlled substance to another individual who dies as a result of the substance; prohibit and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 317a.

I.E. House, July 13, 2005.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 15 \_\_\_\_\_

## **HB 4865** Rep. Caul

Crimes; other; impersonating a firefighter or emergency medical service provider; prohibit and provide penalties for. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding

sec. 217f.

I.E. House, July 13, 2005.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

### THIRD READING OF BILLS

## **HB 4866** Rep. Caul

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of impersonating a firefighter or an emergency medical service provider; establish.

Amends sec. 16*l*, ch. XVII of 1927 PA 175 (MCL 777.16*l*).

I.E. House, July 13, 2005.

For House amendment, see House Journal No. 64, page 1182.

Reported by Committee on Judiciary.

For Senate amendment, see Senate Journal No. 80, page 1321.

Committee recommended I.E.

### **GENERAL ORDERS**

<del>\_\_\_\_\_ 17 \_\_\_\_\_</del>

## SB 233 Sen. Bishop

Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.

Referred to Committee of the Whole pursuant to MCL 24.245a.

# SB 196 Sen. Jelinek

Legislature; legislators; legislator to substitute teach in public schools without pay; allow.

Amends secs. 1230, 1230a & 1233 of 1976 PA 451 (MCL 380.1230 et seq.).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 19 \_\_\_\_\_

## SB 448 Sen. Cropsey

Courts; judges; salary for judges; revise, establish concurrent jurisdiction for probate judge and district judge, and provide other amendments.

Amends secs. 226, 303d, 410, 810, 859, 871, 1105, 1701, 8322, 8344, 8507 & 8611 of 1961 PA 236 (MCL 600.226 et seq.); adds secs. 411 & 8808 & repeals secs. 557, 557a, 557b, 8555 & 9947 of 1961 PA 236 (MCL 600.557 et seq.).

Reported by Committee on Judiciary.

For Senate amendment, see Senate Journal No. 48, page 708.

Committee recommended I.E.

# **HB** 4481 Rep. Gaffney

Elections; voting procedures; certain restrictions on requests for registration or absentee ballots; revise.

Amends sec. 759a of 1954 PA 116 (MCL 168.759a) & repeals sec. 504 of 1954 PA 116 (MCL 168.504).

I.E. House, April 19, 2005.

House substitute (H-1).

Reported by Committee on Government Operations.

Senate substitute (S-1).

Committee recommended I.E.

# **GENERAL ORDERS** \_\_\_\_ 21 \_\_\_\_\_ **HB** 4082 Rep. Gleason Traffic control; driver license; heart insignia on front of driver license of organ and tissue donors; provide for. Amends sec. 310 of 1949 PA 300 (MCL 257.310). I.E. House, April 13, 2005. House substitute (H-4). Reported by Committee on Appropriations. Senate substitute (S-3). Committee recommended I.E. \_\_\_\_\_ 22 \_\_\_\_\_ **SB** 43 Sen. Thomas Income tax; credit; certain physicians with medical care practices in medically underserved areas; provide credit. Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 272. Reported by Committee on Finance. Senate substitute (S-1). Committee recommended I.E. \_\_\_\_ 23 \_\_\_\_\_ 472 Sen. Kuipers Energy; other; Michigan superconducting super collider commission; eliminate. Amends sec. 11 of 1987 PA 26 (MCL 3.821). Reported by Committee on Local, Urban and State Affairs. Committee recommended I.E. \_\_\_ 24 \_\_\_\_\_ 475 Sen. Hardiman Higher education; research; state research fund feasibility review panel; eliminate. Amends sec. 2 of 1982 PA 175 (MCL 125.1952). Reported by Committee on Local, Urban and State Affairs. Committee recommended I.E. \_\_\_\_ 25 \_\_\_\_\_ 476 Sen. Sanborn State; funds; Michigan strategic fund, research center fund advisory committee; eliminate. Amends sec. 77 of 1984 PA 270 (MCL 125.2077). Reported by Committee on Local, Urban and State Affairs. Committee recommended I.E. **SB** 633 Sen. Cassis

Single business tax; rate; rate reduction; provide for. Amends sec. 31 of 1975 PA 228 (MCL 208.31) & repeals enacting section 1 of 2002 PA 531 & enacting section 3 of 1999 PA 115.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

### **GENERAL ORDERS**

<del>\_\_\_\_ 27 \_\_\_\_\_</del>

## SB 634 Sen. Cassis

Single business tax; apportionment; sales factor; increase to 100%.

Amends sec. 45a of 1975 PA 228 (MCL 208.45a).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

**HB** 4555 Rep. Pearce

Transportation; funds; certain portion of transportation funds earmarked for nonmotorized trails; provide for.

Amends sec. 10k of 1951 PA 51 (MCL 247.660k).

\_\_\_\_\_ 28 \_\_\_\_\_

I.E. House, June 9, 2005.

House substitute (H-2).

Reported by Committee on Commerce and Labor.

Senate substitute (S-2).

Committee recommended I.E.

\_\_\_\_\_ 29 \_\_\_\_\_

## **SB** 566 Sen. Patterson

Property; conveyances; conveyances of certain state owned property in Plymouth township, Wayne county; provide for.

Creates land transfer act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 30 \_\_\_\_\_

#### SB 664 Sen. George

Businesses; profit corporations; electronic filing of documents required under business corporation act; authorize.

Amends sec. 131 of 1972 PA 284 (MCL 450.1131).

Reported by Committee on Commerce and Labor. Senate substitute (S-1).

Committee recommended I.E.

<del>\_\_\_\_ 31 \_\_\_\_\_</del>

#### SB 665 Sen. Goschka

Businesses; limited liability companies; electronic filing of documents required under Michigan limited liability company act; authorize.

Amends sec. 104 of 1993 PA 23 (MCL 450.4104).

Reported by Committee on Commerce and Labor. Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 32 \_\_\_\_\_

#### SB 666 Sen. Sanborn

Businesses; nonprofit corporations; electronic filing of documents required under nonprofit corporation act; authorize.

Amends sec. 131 of 1982 PA 162 (MCL 450.2131).

Reported by Committee on Commerce and Labor. Senate substitute (S-1).

Committee recommended I.E.

### **GENERAL ORDERS**

\_\_\_\_ 33 \_\_\_\_\_

### **SB** 667 Sen. Jelinek

Businesses; partnerships; electronic filing of documents required under Michigan revised uniform limited partnership act; authorize.

Amends sec. 206 of 1982 PA 213 (MCL 449.1206).

Reported by Committee on Commerce and Labor. Senate substitute (S-1).

Committee recommended I.E.

<del>\_\_\_\_</del> 34 <del>\_\_\_\_\_</del>

# HB 4143 Rep. Moolenaar

Education; students; definition of "eligible student"; revise in postsecondary enrollment options act.

Amends sec. 3 of 1996 PA 160 (MCL 388.513).

I.E. House, April 12, 2005.

Reported by Committee on Education.

Senate substitute (S-2).

Committee recommended I.E.

<del>\_\_\_ 35 \_\_\_\_\_</del>

### **HB** 4144 Rep. Moolenaar

Education; students; definition of "eligible student"; clarify in career and technical preparation act.

Amends sec. 3 of 2000 PA 258 (MCL 388.1903).

I.E. House, April 12, 2005.

Reported by Committee on Education.

Senate substitute (S-2).

**Committee recommended I.E.** 

# HB 4638 Rep. Garfield

Military affairs; other; general amendments; provide for. Amends secs. 2, 3, 4, 7, 8, 9, 13, 14, 15, 16, 25, 26, 27, 29, 80, 84, 85, 92, 94, 99, 103, 105, 107, 108, 112, 113, 132 & 134 of 1980 PA 523 (MCL 32.1002 et seq.) & adds secs. 50a, 88, 109 & 121.

I.E. House, May 12, 2005.

House substitute (H-1).

Reported by Committee on Senior Citizens and Veterans Affairs.

Committee recommended I.E.

<del>\_\_\_\_</del> 37 <del>\_\_\_\_\_</del>

## SB 708 Sen. Bishop

Children; protection; technical amendments; provide for. Amends sec. 3 of 2004 PA 241 (MCL 752.1063).

Reported by Committee on Technology and Energy. Committee recommended I.E.

### **COMMITTEE REPORTS**

**—** 38 **—** 

### HB 4916 Rep. Kooiman

Economic development; renaissance zones; disqualification for failure to file a residential rental property affidavit; prohibit.

Amends sec. 10 of 1996 PA 376 (MCL 125.2690).

I.E. House, June 30, 2005.

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

\_\_\_\_\_ 39 \_\_\_\_\_

# HB 4917 Rep. Tobocman

Property tax; exemptions; disqualification for failure to file a residential rental property affidavit; prohibit.

Amends sec. 7ff of 1893 PA 206 (MCL 211.7ff).

I.E. House, June 30, 2005.

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

# **HB** 4803 Rep. Gaffney

Education; calendar; school year; require to begin after Labor day.

Amends sec. 1284b of 1976 PA 451 (MCL 380,1284b).

I.E. House, June 30, 2005.

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

## SB 673 Sen. Jelinek

Education; employees; voluntary certification for school administrators; provide for.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1536.

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

# SB 674 Sen. Switalski

Education; employees; fees for voluntary school administrator certificate and for school counselor license; provide for

Amends sec. 1538 of 1976 PA 451 (MCL 380.1538).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### SCHEDULED MEETINGS

**Commerce and Labor -** Tuesday, September 20, 3:00 p.m., Room 100, Farnum Building (373-2413)

### **Conference Committees -**

**Human Services (SB 271) -** Tuesday, September 20, 8:30 a.m., Room 110, Farnum Building (373-1801)

**Omnibus** (**HB 4831**) - Tuesday, September 20, 9:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-8080)

**School Aid (HB 4887) -** Tuesday, September 20, 9:00 a.m., Room 426, Capitol Building (373-8080)

**Finance -** Wednesday, September 21, 12:30 p.m., Room 110, Farnum Building (373-1758)

**Health Policy -** Wednesday, September 21, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-3543)

### SCHEDULED MEETINGS

**Judiciary** - Tuesday, September 20, 1:00 p.m., Room 210, Farnum Building (373-3760)

**Local, Urban and State Affairs -** Thursday, September 22, 1:00 p.m., Room 110, Farnum Building (373-1707)

**Michigan Capitol Committee -** Thursday, October 6, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-0289)

**Technology and Energy -** Wednesday, September 21, 1:30 p.m., Room 210, Farnum Building (373-7350)

**Transportation -** Tuesday, September 20, 1:00 p.m., Room 110, Farnum Building (373-7708)

### **BILLS IN CONFERENCE**

	Brief Title	Conferees		Report Agreed To	
Bill No.		Senate	House	Senate	House
SB 264	Appropriations; agriculture; department of	Brown	Hansen		
	agriculture; provide for fiscal year	Jelinek	Walker		
	2005-2006.	Barcia	Whitmer		
SB 266	Appropriations; community colleges;	Jelinek	Booher (C)		
	community and junior colleges; provide for	Goschka	Kooiman		
	fiscal year 2005-2006.	Switalski	Sak		
SB 267	Appropriations; community health;	Stamas	Caswell (C)		
	department of community health; provide	George	Kahn		
	for fiscal year 2005-2006.	Cherry	Alma Smith		
SB 268	Appropriations; corrections; department of	Cropsey	Brandenburg (C)		
	corrections; provide for fiscal year	Brown	Pastor		
	2005-2006.	Prusi	Alma Smith		
SB 269	Appropriations; education; department of	Jelinek	Moolenaar (C)		
	education; provide for fiscal year 2005-2006.	Cropsey	Farhat		
		Scott	Plakas		
SB 270	Appropriations; environmental quality;	McManus	Pastor (C)		
	department of environmental quality; provide	Goschka	Moolenaar		
	for fiscal year 2005-2006.	Barcia	Kolb		
SB 271	Appropriations; family independence agency;	Hardiman	Shaffer		
	family independence agency; provide for	George	Kahn		
	fiscal year 2005-2006.	Scott	Kolb		
SB 272	Appropriations; general government;	Garcia	Acciavatti		
	general government; provide for fiscal year	McManus	Taub		
	2005-2006.	Switalski	Gonzales		

# **BILLS IN CONFERENCE**

		Conferees		Report Agreed To	
Bill No.	Brief Title	Senate	House	Senate	House
SB 273	Appropriations; higher education; higher	Goschka	Stewart (C)		
	education; provide for fiscal year 2005-2006.	Johnson	Kooiman		
	•	Cherry	Brown		
SB 274	Appropriations; history, arts, and libraries;	George	Amos	9/15/2005	
	department of history, arts, and libraries;	McManus	Taub		
	provide for fiscal year 2005-2006.	Clarke	Cheeks		
SB 275	Appropriations; judiciary; judiciary budget;	Cropsey	Steil	9/15/2005	
	provide for fiscal year 2005-2006.	Hardiman	Stewart		
	•	Switalski	Cushingberry		
SB 276	Appropriations; labor and economic growth;	Garcia	Brandenburg		
	department of labor and economic growth;	Hardiman	Amos		
	provide for fiscal year 2005-2006.	Prusi	Kolb		
SB 277	Appropriations; military affairs and state	Brown	Caul	9/15/2005	
	police; department of military and veterans	Stamas	Walker		
	affairs; provide for fiscal year 2005-2006.	Clarke	Sak		
SB 278	Appropriations; natural resources;	McManus	Walker (C)		
	department of natural resources; provide	Johnson	Booher		
	for fiscal year 2005-2006.	Prusi	Williams		
SB 280	Appropriations; state police; department of	Brown	Caul		
	state police; provide for fiscal year	Stamas	Walker		
	2005-2006.	Clarke	Sak		
SB 281	Appropriations; transportation; state	Johnson	Taub		
	transportation department; provide for	Stamas	Acciavatti		
	fiscal year 2005-2006.	Barcia	Brown		
IID 4021	A management on such and gone had got	Johnson	I I umam al		
HB 4831	Appropriations; other; zero budget appropriations bill; provide for fiscal	Stamas	Hummel Pastor		
	years 2005 and 2006.	Prusi	Whitmer		
	years 2003 and 2000.		Williamer		
HB 4834	Financial institutions; other; regulation and	Sanborn	Robertson		
	licensing of deferred presentment service	Gilbert	Palsrok		
	providers and transactions; provide for.	Jacobs	McConico		
HB 4887	Appropriations; zero budget; multisection	Jelinek	Moolenaar		
	school aid bill; provide for fiscal year	Cropsey	Farhat		
	2005-2006.	Switalski	Plakas		